

RJP/PAD:dmn 12/9/99 245-53722

FAX RECEIVED

OCT 26 2001

PETITIONS OFFICE

**COMBINED DECLARATION AND POWER OF ATTORNEY
FOR PATENT APPLICATION**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled PLANTS HAVING ENHANCED GALL RESISTANCE AND METHODS AND COMPOSITIONS FOR PRODUCING SAME, the specification of which

[] is attached hereto.

[X] was filed on 11/4/99 as Application No. 09/434,837.

[] was described and claimed in PCT International Application No. _____, filed on _____, and as amended under PCT Article 19 on _____ (if applicable).

[] and was amended on _____ (if applicable).

[] with amendments through _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56. If this is a continuation-in-part application filed under the conditions specified in 35 U.S.C. § 120 which discloses and claims subject matter in addition to that disclosed in the prior copending application, I further acknowledge the duty to disclose material information as defined in 37 CFR § 1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under Title 35, United States Code, § 119(a)-(d) of any foreign application(s) for patent or inventor's certificate or of any PCT International application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT International application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) on which priority is claimed:

Prior Foreign Application(s)

Priority
Claimed

[]	[]		
(Number)	(Country)	(Day/Month/Year Filed)	
(Day/Month/Year Filed)			

[]	[]
Yes	No

I hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below:

60/107,185

11-05-98

Application Number

Filing Date

RJP/PAD:dmn 12/9/99 245-53722

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) or § 365(c) of any PCT International application(s) designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the national or PCT International filing date of this application:

(Application No.)

(Filing Date)

(Status: patented,
Pending, abandoned)

The undersigned hereby authorizes the U.S. attorney or agent named herein to accept and follow instructions from _____ as to any action to be taken in the Patent and Trademark Office regarding this application without direct communication between the U.S. attorney or agent and the undersigned. In the event of a change in the persons from whom instructions may be taken, the U.S. attorney or agent named herein will be so notified by the undersigned.

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application, to file a corresponding international application, and to transact all business in the Patent and Trademark Office connected therewith:

Name	Reg. No.	Name	Reg. No.
BECKER, Mark L.	31,325	NOONAN, William D.	30,878
CALDWELL, Lisa M.	41,653	PETERSEN, David P.	28,106
DeGRANDIS, Paula A.	43,581	POLLEY, Richard J.	28,107
GEORGE, Samuel E.	44,119	SCOTTI, Robert F.	39,830
GIRARD, Michael P.	38,467	SIEGEL, Susan Alpert	43,121
JAKUBEK, Joseph T.	34,190	SLATER, Stacey C.	36,011
JOHNSON, Michelle L.	36,352	STEPHENS JR., Donald L.	34,022
JONES, Michael D.	41,879	STUART, John W.	24,540
KLARQUIST, Kenneth S.	16,445	VANDENBERG, John D.	31,312
KLITZKE II, Ramon A.	30,188	WHINSTON, Arthur L.	19,155
HARDING, Tanya M.	42,630	WIGHT, Stephen A.	37,759
LEIGH, James S.	20,434	WINN, Garth A.	33,220
MAURER, Gregory L.	43,781		

Address all telephone calls to Paula A. DeGrandis at telephone number (503) 226-7391.

Address all correspondence to:

KLARQUIST SPARKMAN CAMPBELL
LEIGH & WHINSTON, LLP
One World Trade Center, Suite 1600
121 S.W. Salmon Street
Portland, OR 97204-2988

RJP/PAD:dmn 12/9/99 245-53722

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full Name of Sole or first Inventor: Lloyd Walter Ream, Jr.

Inventor's Signature

Lloyd Walter Ream Jr.

December 20 1999

Date _____

Residence: Corvallis, Oregon

Citizenship: U.S.A.

Post Office Address: 6005 N.W. Vineyard Dr.
Corvallis OR 97330

Full Name of Second Joint Inventor, if any: Machteld M. K.

Inventor's Signature

Macneil Alp

December 15 1966

Date

Residence: Corvallis, Oregon

Citizenship: U.S.A.

Post Office Address: 3024 N.W. Garryanna Dr
Corvallis OR 97330

Full Name of Third Joint Inventor, if any: Hyewon Lee

Inventor's Signature

Residence: Pusan, Korea

Date _____

Citizenship: South Korea

Post Office Address: 30

Guseo-2-Dong Gumjeong-Ku
Pusan, 609-312
KOREA

RJP:PAD:jab 12/9/99 245-53722

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NOV 26 2001

A S S I G N M E N T**PETITIONS OFFICE**

WHEREAS, we, Lloyd Walter Ream, Jr., of Corvallis, County of Benton, State of Oregon, Machteld Mok, of Corvallis, County of Benton, State of Oregon, and Hyewon Lee, of Pusan, Korea, have invented a certain invention entitled PLANTS HAVING ENHANCED GALL RESISTANCE AND METHODS AND COMPOSITIONS FOR PRODUCING SAME, for which we have made application for Letters Patent of the United States, Serial No. 09/434,837, filed November 4, 1996; and

WHEREAS, The State of Oregon Acting by and through the State Board of Higher Education on Behalf of Oregon State University, having a place of business at Corvallis, Oregon 97331-2140, is desirous of acquiring an interest therein:

NOW, THEREFORE, in consideration of good and valuable consideration, the receipt of which is hereby acknowledged, we, Lloyd Walter Ream, Jr., Machteld Mok and Hyewon Lee, hereby sell, assign and transfer to The State of Oregon Acting by and Through the State Board of Higher Education on Behalf of Oregon State University, the full and exclusive right, title and interest in and to said invention, patent application and patent rights throughout the world, including foreign patent priority rights, the right to file and prosecute International Applications under the Patent Cooperation Treaty, and the right to file and prosecute applications under the European Patent Convention; said invention, application and letters patent in this or any foreign country, and all divisions, continuations, reissues and extensions thereof, to be held and enjoyed by The State of Oregon Acting by and Through the State Board of Higher Education on Behalf of Oregon State University, for its own use and benefit, and for its successors and assigns to the full end of the term for which letters patent may be granted in this or any foreign country, as fully and entirely as the same would have been held by us

RJP:PAD:jab 12/9/99 245-53722

had this assignment and sale not been made, and covenant that we have full right to do, and agree that we will communicate to The State of Oregon Acting by and Through the State Board of Higher Education on Behalf of Oregon State University, or its successors and assigns, any facts known to us respecting said invention, and testify in any legal proceeding, sign all lawful papers, execute all divisional, continuing and reissue applications, make all rightful oaths, and do everything possible to aid The State of Oregon Acting by and Through the State Board of Higher Education on Behalf of Oregon State University, its successors and assigns to obtain and enforce proper patent protection for said invention in this or any foreign country.

Executed at the place and date opposite our signatures below.


Lloyd Walter Ream, Jr.

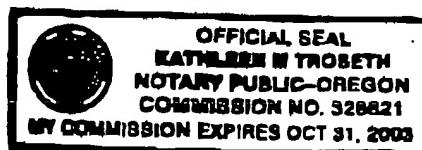
At Corvallis, Oregon

(City and State)

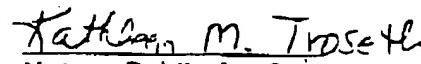
on this 20 day of December, 1999

STATE OF OREGON)
)
) ss.
COUNTY OF BENTON)

This 20 day of December, 1999, before me personally came the above-named Lloyd Walter Ream, Jr., who executed the foregoing instrument in my presence, and who acknowledged to me that he executed the same of his own free will for the purposes set forth therein.



[SEAL]


Kathleen M. Troseth
Notary Public for Oregon
My commission expires: 10/31/03

RJP:PAD:jab 12/9/99 245-53722

Machteld Mok
Machteld Mok

At Corvallis, Oregon
(City and State)
on this 15th day of December, 1999

STATE OF OREGON)
)
) ss.
COUNTY OF BENTON)

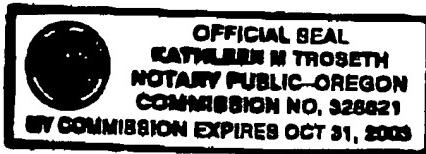
FAX RECEIVED

NOV 26 2001

PETITIONS OFFICE

This 15 day of December, 1999, before me personally came the above-named Machteld Mok who executed the foregoing instrument in my presence, and who acknowledged to me that he executed the same of his own free will for the purposes set forth therein.

[SEAL]



Kathleen M. Troseth
Notary Public for Oregon
My commission expires: 10/31/03

RECEIVED

DEC 10 2002

TECH CENTER 1600/2901

At Pusan, Korea
(City and State)
on this _____ day of _____, 1999

Hyewon Lee

This _____ day of _____, 1999, before me personally came the above-named Hyewon Lee who executed the foregoing instrument in my presence, and who acknowledged to me that he executed the same of his own free will for the purposes set forth therein.

Witness

PAD:jab:djs 1/24/00 245-53722

FORM PTO-1595
1-31-92U.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office

RECORDATION FORM COVER SHEET

PATENTS ONLY

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of Conveying Party(ies):

Lloyd Walter Ream, Jr., and Machteld Mok

Additional name(s) of conveying party(ies) attached? YES NO

3. Nature of Conveyance:

- Assignment Merger
 Security Agreement Change of Name
 Other

Execution Date: 12/20/99 and 12/15/99,
respectively

2. Name and address of receiving party(ies):

The State of Oregon Acting by and
through the State Board of Higher
Education on Behalf of Oregon State

Name: University

Internal Address: _____

Street Address: _____

City Corvallis State OR ZIP 97331
-2140Additional name(s) & address(es) attached? Yes No

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date
of the application is: _____

A. Patent Application No.(s)

09/434,837

B. Patent No.(s)

Additional numbers attached? Yes No5. Name and address of party to whom
correspondence concerning document should be
mailed:

Name: Paula DeGrandis
 Klarquist Sparkman Campbell Leigh & Whinston, LLP
 Internal Address:
 One World Trade Center, Suite 1600
 Street Address:
 121 S.W. Salmon Street
 City Portland State Oregon ZIP 97204-2988

6. Total number of applications and patents
involved: 1

7. Total fee (37 CFR 3.41): \$40.00 Enclosed

8. Any deficiency/overpayment is authorized to
be charged to deposit account 02-4550

DO NOT USE THIS SPACE

9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached
copy is a true copy of the original document.

Paula DeGrandis

Name of Person Signing

Signature

Date

Total number of pages including cover sheet, attachments and document: 4

OMB No. 0651-0011 (exp. 4/94)

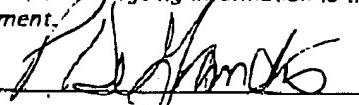
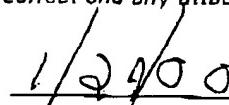
PAO:jab:djs 1/24/00 246-53722

FORM PTO-1595
1-31-92U.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office

RECORDATION FORM COVER SHEET

PATENTS ONLY

To the Honorable Commissioner of Patents and Trademarks. Please record the attached original documents or copy thereof.

1. Name of Conveying Party(ies): Hyewon Lee		2. Name and address of receiving party(ies): The State of Oregon Acting by and through the State Board of Higher Education on Behalf of Oregon State University
Additional name(s) of conveying party(ies) attached? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO		Name: _____ Internal Address: _____
3. Nature of Conveyance: <input checked="" type="checkbox"/> Assignment <input type="checkbox"/> Merger <input type="checkbox"/> Security Agreement <input type="checkbox"/> Change of Name <input type="checkbox"/> Other		Street Address: _____ City Corvallis State OR ZIP 97331
Execution Date: 12/15/99		Additional name(s) & address(es) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
4. Application number(s) or patent number(s): If this document is being filed together with a new application, the execution date of the application is: _____		
A. Patent Application No.(s) 09/434,837		B. Patent No.(s)
Additional numbers attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
5. Name and address of party to whom correspondence concerning document should be mailed: Name: Paula DeGrandis Klarquist Sparkman Campbell Leigh & Whinston, LLP Internal Address: One World Trade Center, Suite 1600 Street Address: 121 S.W. Salmon Street City Portland State Oregon ZIP 97204-2988		6. Total number of applications and patents involved: 1 7. Total fee (37 CFR 3.41): \$40.00 Enclosed 8. <input checked="" type="checkbox"/> Any deficiency/overpayment is authorized to be charged to deposit account 02-4550
DO NOT USE THIS SPACE		
9. Statement and signature. To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.		
Paula DeGrandis		
Name of Person Signing		Signature 
Total number of pages including cover sheet, attachments and document: 4		
OMB No. 0651-0011 (exp. 4/94)		

RJP/PAD:dmn 12/9/99 245-53722

**COMBINED DECLARATION AND POWER OF ATTORNEY
FOR PATENT APPLICATION**

FAX RECEIVED

NOV 26 2001

PETITIONS OFFICE

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled PLANTS HAVING ENHANCED GALL RESISTANCE AND METHODS AND COMPOSITIONS FOR PRODUCING SAME, the specification of which

[] is attached hereto.

[X] was filed on 11/4/99 as Application No. 09/434,837.

[] was described and claimed in PCT International Application No. _____, filed on _____, and as amended under PCT Article 19 on _____ (if applicable).

[] and was amended on _____ (if applicable).

[] with amendments through _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56. If this is a continuation-in-part application filed under the conditions specified in 35 U.S.C. § 120 which discloses and claims subject matter in addition to that disclosed in the prior copending application, I further acknowledge the duty to disclose material information as defined in 37 CFR § 1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under Title 35, United States Code, § 119(a)-(d) of any foreign application(s) for patent or inventor's certificate or of any PCT International application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT International application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) on which priority is claimed:

Prior Foreign Application(s)	Priority Claimed			
(Number)	(Country)	(Day/Month/Year Filed)	[] Yes	[] No

I hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below:

60/107,185
Application Number

11-05-98
Filing Date

RJP/PAD:dmn 12/9/99 245-53722

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) or § 365(c) of any PCT International application(s) designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the national or PCT International filing date of this application:

(Application No.)	(Filing Date)	(Status: patented, Pending, abandoned)
-------------------	---------------	---

The undersigned hereby authorizes the U.S. attorney or agent named herein to accept and follow instructions from _____ as to any action to be taken in the Patent and Trademark Office regarding this application without direct communication between the U.S. attorney or agent and the undersigned. In the event of a change in the persons from whom instructions may be taken, the U.S. attorney or agent named herein will be so notified by the undersigned.

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application, to file a corresponding International application, and to transact all business in the Patent and Trademark Office connected therewith:

Name	Reg. No.	Name	Reg. No.
BECKER, Mark L.	31,325	NOONAN, William D.	30,878
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DeGRANDIS, Paula A.	43,581	POLLEY, Richard J.	28,107
GEORGE, Samuel E.	44,119	SCOTTI, Robert F.	39,830
GIRARD, Michael P.	38,467	SIEGEL, Susan Alpert	43,121
JAKUBEK, Joseph T.	34,190	SLATER, Stacey C.	36,011
JOHNSON, Michelle L.	36,352	STEPHENS JR., Donald L.	34,022
JONES, Michael D.	41,879	STUART, John W.	24,540
KLARQUIST, Kenneth S.	16,445	VANDENBERG, John D.	31,312
KLITZKE II, Ramon A.	30,188	WHINSTON, Arthur L.	19,155
HARDING, Tanya M.	42,630	WIGHT, Stephen A.	37,759
LEIGH, James S.	20,434	WINN, Garth A.	33,220
MAURER, Gregory L.	43,781		

Address all telephone calls to Paula A. DeGrandis at telephone number (503) 226-7391.

Address all correspondence to:

KLARQUIST SPARKMAN CAMPBELL
 LEIGH & WHINSTON, LLP
 One World Trade Center, Suite 1600
 121 S.W. Salmon Street
 Portland, OR 97204-2988

RJP/PAD:dmn 12/9/99 245-53722

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full Name of Sole or first Inventor: Lloyd Walter Ream, Jr.

Inventor's Signature

Residence: Corvallis, Oregon

Date

Citizenship: U.S.A.

Post Office Address: 8005 N.W. Vineyard Dr.
Corvalis OR 97330

Full Name of Second Joint Inventor, if any: Machteld Mok

Inventor's Signature

Residence: Corvallis, Oregon

Date

Citizenship: U.S.A.

Post Office Address: 3024 N.W. Garryanna Dr.
Corvalis OR 97330

Full Name of Third Joint Inventor, if any: Hyewon Lee

Inventor's Signature

Hyewon Lee

12/15/99

Date

Residence: Pusan, Korea

Citizenship: South Korea

Post Office Address: 304-1002 Sunkyung 3 cha-APT
Guseo-2-Dong Gumjeong-Ku
Pusan, 609-312
KOREA

RJP:PAD:jab 12/10/99 245.93722

A S S I G N M E N T

WHEREAS, we, Lloyd Walter Ream, Jr., of Corvallis, County of Benton, State of Oregon, Machteld Mok, of Corvallis, County of Benton, State of Oregon, and Hyewon Lee, of Pusan, Korea, have invented a certain invention entitled PLANTS HAVING ENHANCED GALL RESISTANCE AND METHODS AND COMPOSITIONS FOR PRODUCING SAME, for which we have made application for Letters Patent of the United States, Serial No. 09/434,837, filed November 4, 1996; and

WHEREAS, The State of Oregon Acting by and through the State Board of Higher Education on Behalf of Oregon State University, having a place of business at Corvallis, Oregon 97331-2140, is desirous of acquiring an interest therein:

NOW, THEREFORE, in consideration of good and valuable consideration, the receipt of which is hereby acknowledged, we, Lloyd Walter Ream, Jr., Machteld Mok and Hyewon Lee, hereby sell, assign and transfer to The State of Oregon Acting by and Through the State Board of Higher Education on Behalf of Oregon State University, the full and exclusive right, title and interest in and to said invention, patent application and patent rights throughout the world, including foreign patent priority rights, the right to file and prosecute International Applications under the Patent Cooperation Treaty, and the right to file and prosecute applications under the European Patent Convention; said invention, application and letters patent in this or any foreign country, and all divisions, continuations, reissues and extensions thereof, to be held and enjoyed by The State of Oregon Acting by and Through the State Board of Higher Education on Behalf of Oregon State University, for its own use and benefit, and for its successors and assigns to the full end of the term for which letters patent may be granted in this or any foreign country, as fully and entirely as the same would have

RJP:PAD:jeb 12/10/99 245-53722

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Executed at the place and date opposite our signatures below.

Lloyd Walter Ream, Jr.

At Corvallis, Oregon

(City and State)

on this _____ day of _____, 1999

STATE OF OREGON)
)
) ss.
COUNTY OF BENTON)

This _____ day of _____, 1999, before me personally came the above-named Lloyd Walter Ream, Jr., who executed the foregoing instrument in my presence, and who acknowledged to me that he executed the same of his own free will for the purposes set forth therein.

Notary Public for Oregon
My commission expires:

[SEAL]

RJP:PAD:jab 12/10/99 245-53722

Machteld Mok

At Corvallis, Oregon

(City and State)

STATE OF OREGON)
)
COUNTY OF BENTON) ss.

This ____ day of _____, 1999, before me personally came the above-named Machteld Mok who executed the foregoing instrument in my presence, and who acknowledged to me that he executed the same of his own free will for the purposes set forth therein.

Notary Public for Oregon
My commission expires:

[SEAL]

At Pusan, Korea

(City and State)

on this 15 day of Dec., 1999

Hyewon Lee
Hyewon Lee

Witness

Keon-Jae Choi
(Printed name of witness)

'RJP/PAD:dmn 12/9/99 245-53722



**COMBINED DECLARATION AND POWER OF ATTORNEY
FOR PATENT APPLICATION**

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OCT 26 2001

PETITIONS OFFICE

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Prior Foreign Application(s)

Priority
Claimed

<u>(Number)</u>	<u>(Country)</u>	<u>(Day/Month/Year Filed)</u>	<input type="checkbox"/> Yes	<input type="checkbox"/> No
-----------------	------------------	-------------------------------	------------------------------	-----------------------------

I hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below:

60/107,185

Application Number

11-05-98

Filing Date

'RJP/PAD:dmn 12/9/99 245-53722



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(Application No.)	(Filing Date)	(Status: patented, Pending, abandoned)
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The undersigned hereby authorizes the U.S. attorney or agent named herein to accept and follow instructions from _____ as to any action to be taken in the Patent and Trademark Office regarding this application without direct communication between the U.S. attorney or agent and the undersigned. In the event of a change in the persons from whom instructions may be taken, the U.S. attorney or agent named herein will be so notified by the undersigned.

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application, to file a corresponding international application, and to transact all business in the Patent and Trademark Office connected therewith:

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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